

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1557 – HB 1567

February 18, 2016

SUMMARY OF ORIGINAL BILL: Prohibits, on or after July 1, 2016, a court from awarding any retroactive child support for more than five years from the date the action for support is filed unless the court finds that the obligor deliberately avoided service or knowingly impeded or delayed the imposition of a support obligation. If it is found the obligor avoided service or impeded the child support obligation, the court may order retroactive support from the date the court determines to be equitable and just.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (011913): Adds language to the original bill that authorizes the court to order retroactive child support from the date the court determines to be equitable and just if the obligor has used threats, intimidation, or force to prevent or delay the imposition of a support obligation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- The provisions of the proposed legislation may increase the amount of child support a private party is owed. Any fiscal impact due to the increase in retroactive child support will be borne by the private party and will not have an impact on state and local government.
- According to the Department of Human Services Child Support Division, the proposed legislation would not affect the operations or administration of the program and can be accommodated within existing resources.
- While the proposed legislation may impact the amount of child support ordered in cases for retroactive support before the court, there will not be a significant impact on the number of cases in the court system. As a result, any impact on state and local government revenue or expenditures will be not significant.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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